IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.24729 of 2004

Between:

1 Peram Sri Ramulu Reddy, s/o Late Peddi Reddy,
2 Peram Ramana Reddy, S/o Late Peddi Reddy,
3 Bapi Reddy Venkata Reddy, S/o Pulla Reddy,
4 Peram Erukalamma, W/o Late Chimidi Reddy,
5 Peram Pedda Subba Reddy, S/o Late Chimidi Reddy,
6 Peram China Subba Reddy, S/o Late Chimidi Reddy,
7 Maram Pedda Nagamma, w/o Late Eukala Reddy,
8 Badam China Nagamma, W/o China Pitchi Reddy,
9 Maram Adi Lakshmamma, D/o Late Chimidi Reddy,
All are Agriculturists, R/o Kunchepalli (Vil), Podili Mandal, Prakasam District.

.... PETITIONERS

AND

1 The District Collector, Ongole, Prakasam District.
2 The Revenue Divisional Officer, Kandukur, Prakasam District.
3 The Mandal Revenue Officer, Podili Mandal, Podili, Prakasam District.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Mandal Revenue Officer, Podili Mandal, Podili, Prakasam District in not considering the representation dated 21.12.2004

submitted by the petitioners for the implementation of the land in R.S.No.127/5, Extent Ac.0.29 cents; R.S.No.127/6, Extent Ac.0.31 cents; R.S.No.127/7, Extent Ac.0.03 cents; R.S.No.127/8, Extent Ac.0.68 cents; R.S.No.127/9, extent Ac.0.38 cents; R.S.No.115/1, extent Ac.0.72 cents; R.S.No.127/10, extent Ac.0.14 cents; R.S.No.115/2, extent Ac.12.65 cents; R.S.No.114/5, extent Ac.4.09 cents of Kunchepalli village, Podili Mandal, Prakasam District in revenue records and issue pattedar passbooks and title deeds to the petitioners, is arbitrary, illegal, without jurisdiction and consequently direct the Mandal Revenue Officer, Podili Mandal, Podili, Prakasam District to consider the representation dated 21.12.2004 submitted by the petitioners.

Counsel for the Petitioners: MR.CH.CKRISHNA REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court, at the admission stage, made the following:

ORDER:

The petitioners claim to be owners and possessors of lands in R.S.No.127/5, extent Ac.0.29 cents; R.S.No.127/6, extent Ac.0.31 cents; R.S.No.127/7, extent Ac.0.03 cents; R.S.No.127/8, extent Ac.0.68 cents; R.S.No.127/9, extent Ac.0.38 cents; R.S.No.115/1, extent Ac.0.72 cents; R.S.No.127/10, extent Ac.0.14 cents; R.S.No.115/2, extent Ac.12.65 cents; and R.S.No.114/5, extent Ac.4.09 cents of Kunchepalli village, Podili Mandal, Prakasam District, having inherited the same from their ancestors under Ryotwari patta granted on 28.2.1967 by the Additional Settlement Officer, Nellore. The grievance of the petitioners is that they made a representation, dated 21.12.2004 before the 3rd respondent-Mandal Revenue Officer seeking to mutate their names in the revenue records and to issue pattadar passbooks and title deeds in respect of the lands in question. But, so far no action has been taken. Hence, they filed the present writ petition.

Heard the learned counsel for petitioners and learned Government Pleader for Revenue. Both counsel agreed to dispose of the writ petition at the admission stage itself with a direction to the 3rd respondent-Mandal Revenue Officer to consider the representation of the petitioners and pass appropriate orders.

Since the representation of the petitioners dated 21.12.2004 is said to be pending consideration before the 3rd respondent-Mandal Revenue Officer, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with a direction to the 3rd respondent-Mandal Revenue Officer to consider the same and pass appropriate orders thereon in accordance with law. No costs.

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(N.V. RAMANA, J)

Date: 30.12.2004

Nsr/Tvk

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The District Collector, Ongole, Prakasam District.
2 The Revenue Divisional Officer, Kandukur, Prakasam District.
3 The Mandal Revenue Officer, Podili Mandal, Podili,
Prakasam District.

4 Two CCs to GP for Revenue, High Court of AP, Hyderabad (OUT)

5 Two CD copies.